



08-12-02

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ATTORNEY DOCKET NO. 23016.0002
SERIAL NO. 09/230,463
PAGE 1 OF 3
August 8, 2002

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CONTINUED PROSECUTION APPLICATION TRANSMITTAL REQUEST
(37 C.F.R. § 1.53(d))

To: BOX CPA
Commissioner for Patents
Washington, D.C. 20231

1. IDENTIFICATION OF PRIOR APPLICATION

This is a request for a continued prosecution application, under 37 C.F.R. § 1.53(d), of:

PRIOR APPLICATION: 09/230,463
FILING DATE: January 22, 1999
TITLE: "GALANIN"
EXAMINER: Gucker, Stephen
ART UNIT: 1647
APPLICANT(S): David Wyrnick

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TECH CENTER 1800/2900

This request for a continued prosecution application is made before the earliest of: (A) payment of the issue fee (unless a petition under § 1.313(b)(5) is granted in the prior application); (B) abandonment; or (C) termination of proceedings in the prior application.

2. THIS APPLICATION DISCLOSES AND CLAIMS ONLY SUBJECT MATTER DISCLOSED IN THE PRIOR APPLICATION.
(MAY NOT BE A CONTINUATION-IN PART APPLICATION)

3A. ☒ THIS APPLICATION NAMES AS INVENTORS THE SAME INVENTORS NAMED IN THE PRIOR APPLICATION.

--OR--

3B. ☐ THIS APPLICATION IS FILED BY FEWER THAN ALL THE INVENTORS NAMED IN THE PRIOR APPLICATION. It is hereby requested that the names of the following person(s), named as inventors in the prior application but who are not inventors of the invention being claimed in this continued prosecution application, be deleted:

(MAY NOT NAME ADDITIONAL INVENTORS NOT NAMED IN THE PRIOR APPLICATION)

08/14/2002 ARDHDFA1 00000152 09230463

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740.00 OP

4. Please use the file jacket and contents of the prior application, including the specification, drawings, and oath or declaration from the prior application, to constitute the new application, and assign the continued prosecution application the application number of the prior application for identification purposes.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent required under 37 C.F.R. § 1.53(d)(6).

This request for a continued prosecution application is the specific reference required by 35 U.S.C. § 120 to every application assigned the application number identified in this Request. 37 C.F.R. § 1.53(d)(7).

5. The filing of this continued prosecution application is a request to expressly abandon the prior application as of the filing date of this request.

If any extension of time is necessary for the filing of this application, including any extension of time necessary in the prior application for maintaining copendency between the prior application and this application, and such extension has not otherwise been requested, Applicant hereby petitions for such an extension in the prior application.

6A. ☐ Enter the amendment previously filed on _____, _____ under 37 C.F.R. § 1.116, but unentered in the prior application.

—OR—

6B. ☒ A preliminary amendment is enclosed. Amendment is to be made to the prior application as it existed prior to the filing of this continued prosecution application.


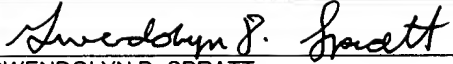
7. The filing fee is calculated as follows:

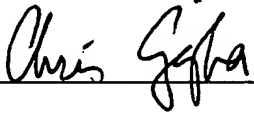
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS	7 - 20 =		x \$18.00	\$-0-
	INDEPENDENT CLAIMS	3 - 3 =		x \$84.00	\$-0-
	MULTIPLE DEPENDENT CLAIM(S) (IF APPLICABLE) =			+ \$280.00	\$
	BASIC FEE =				\$740.00
	TOTAL OF ABOVE CALCULATIONS =				\$740.00
	REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. § 1.27)				\$
	TOTAL FEE =				\$740.00

8. ☐ A check in the amount of \$ _____ for filing fees is enclosed.

9. ☒ Credit Card Payment Form PTO-2038, authorizing payment in the amount of \$ 1,140.00 (\$740.00 Filing Fee, \$400.00 Extension of Time fee) is enclosed.

10. ☐ The Commissioner is hereby authorized to charge the amount of \$ _____ for filing fees to Deposit Account No. 14-0629.

11.	<input checked="" type="checkbox"/>	The Commissioner is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account No. 14-0629.
12.	<input type="checkbox"/>	Applicant claims small entity status. See 37 C.F.R. § 1.27.
13.	<input checked="" type="checkbox"/>	The prior application is assigned of record to: Withers & Rogers.
14.	<input checked="" type="checkbox"/>	Also enclosed is/are: Authorization to Treat Reply Requiring Extension of Time, Request for Two Month Extension of Time, and Preliminary Amendment
15.	<input type="checkbox"/>	A new Power of Attorney is enclosed.
16.	Address all future correspondence to: Gwendolyn D. Spratt NAME OF ATTORNEY to whom correspondence should be addressed  23859 PATENT TRADEMARK OFFICE	
<hr/>		
 GWENDOLYN D. SPRATT		<u>8-8-02</u> DATE
REG. NO. 36,016		

<u>CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10</u>	
I hereby certify that this correspondence and any items indicated as attached or included are being deposited with the United States Postal Service as Express Mail, Label No. EL403505485US in an envelope addressed to: BOX CPA, Commissioner for Patents, Washington, DC 20231, on the date indicated below.	
 Chris Czajka	<u>8/8/02</u> Date



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SERIAL NO. 09/230,463
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August 8, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Wynick, David)

Serial No.: 09/230,463)

Confirmation No.: 4323)

Filed: January 22, 1999)

For: "GALANIN")

Group Art Unit: 1647

Examiner: Gucker, Stephen

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8/20/02

**AUTHORIZATION TO TREAT REPLY REQUIRING EXTENSION OF TIME
AS INCORPORATING PETITION FOR EXTENSION OF TIME
AND PAYMENT OF EXTENSION OF TIME FEE**

BOX CPA
Commissioner for Patents
Washington, D.C. 20231

NEEDLE & ROSENBERG, P.C.
The Candler Building
127 Peachtree Street, N.E.
Atlanta, Georgia 30303-1811

August 8, 2002

Sir:

Pursuant to 37 C.F.R. § 1.136(a)(3), the Commissioner is hereby requested and authorized to treat any concurrent or future reply in the above-identified application, requiring a petition for an extension of time for its timely submission, as incorporating a petition for extension of time for the appropriate length of time.

08/14/2002 AWONDAF1 00000152 09230463

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SERIAL NO. 09/230,463

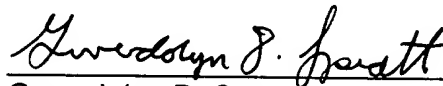
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The Commissioner is also authorized to charge all required extension of time fees under 37 C.F.R. § 1.17 to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.



Gwendolyn D. Spratt
Registration No. 36,016

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AUG 15 2002

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The Candler Building
127 Peachtree Street, N.E.
Atlanta, Georgia 30303-1811
(404) 688-0770

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10

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Chris Czajka


Date